



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

OFFICE OF
ENFORCEMENT AND
COMPLIANCE ASSURANCE

MAY 13 2013

Daniel A. Brown, Esq
Brown Law Office LLC
204 S. Ludlow Street, Suite 300
Dayton, Ohio 45402

RE: Response to Freedom of Information Request: EPA-HQ-2013-001573

Dear Mr. Brown:

This letter responds to your Freedom of Information Act (FOIA) request submitted November 21, 2012, which was referred to this office on March 15, 2013, for a copy of the pleadings, complaint and judgement contained in the U.S. Environmental Protection Agency's Region 4 "Fiscal Year 2002 Enforcement & Compliance Assurance Accomplishments Report."

The Office of Criminal Enforcement, Forensics and Training conducted a records search and has located documents which are responsive to your request submitted November 21, 2012.

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of FOIA. *See* 5 U.S.C. 552(c) (2006 & Supp. IV 2010). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist.

If you are not satisfied with my action on this request, you may submit a written appeal to the National Freedom of Information Officer, FOIA and Privacy Branch (2822T), United States Environmental Protection Agency, 1200 Pennsylvania Avenue, NW, Washington, DC 20460 (U.S. Postal Service Only), or by fax: (202) 566-2147, or by e-mail: hq.foia@epa.gov. Only items mailed through the United States Postal Service may be delivered to 1200 Pennsylvania Avenue, NW. If you are submitting your appeal via hand delivery, courier service or overnight delivery, you must address your correspondence to 1301 Constitution Avenue, NW, Room 6416J, Washington, DC 20004.

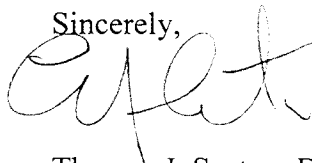
Your appeal must be in writing and submitted no later than 30 calendar days from the date of this letter. The agency will not consider appeals received after the 30 calendar day limit. The appeal letter should clearly identify the determination being appealed including the assigned FOIA request number shown above. For quickest possible handling, both the appeal letter and its envelope should be clearly marked "Freedom of Information Act Appeal."

In accordance with the Freedom of Information Reform Act of 1986, your Fee Category has been categorized as "Commercial." Commercial Requesters are charged for the full cost of searching for the records, reviewing the records for possible disclosure, and for the duplication of responsive records. The cost to you for providing these records is detailed in the attached Bill for Collection. Payment should be made in the form of a check or money order, payable to the U. S. Environmental Protection Agency. To ensure proper credit of your payment, please write the Freedom of Information Act Request Identification Number (EPA-HQ-2013-001573) on your check or money order, and return it with the top portion of the Bill for Collection. Mail your payment to the United States Environmental Protection Agency, FOIA and Miscellaneous Payments, Cincinnati Finance Center, P.O. Box 979078, St. Louis, MO 63197-9000.

As referenced in the United States Treasury Financial Manual (TFM 6-8000), and the Debt Collection Act of 1982, payment is due within 30 calendar days of the bill date. If not received within the 30 calendar days, interest charges will be assessed on any unpaid bill at the rate provided in 31 U.S.C. 3717, and will accrue from the 31st day following the date of billing, until payment is received by the Agency. A late payment handling charge of \$15.00 will be imposed after 30 calendar days with an additional charge of \$15.00 for each subsequent 30 calendar day period. A 6% per annum penalty will be applied on any principal amount not paid within 90 days of the due date.

Should you have additional questions regarding this response, please contact Laurice Redhead of my staff via e-mail at redhead.laurice@epa.gov or by telephone at (202) 564-7153.

Sincerely,



Thomas J. Seaton, Deputy Director
Legal Counsel Division
Office of Criminal Enforcement,
Forensics & Training

Enclosures

cc: National Freedom of Information Officer
FOIA and Privacy Branch (2822T)